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PTO/SB/05 (11-00)

Approved for release through 10/31/2002. OMB 0651-0032
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**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. 261/181

First Inventor Katie Messing

Title MEDICAL DEVICE CONTROL SYSTEMS

Express Mail Label No. EV 056390704 US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification (Total Pages 39)
(preferred arrangement set forth below)
- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table,
or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) (Total Sheets 23)
5. Oath or Declaration (Total Pages)
a. ☐ Newly executed (original or copy)
b. ☐ Copy from a prior application (37 CFR 1.63 (d))
(for a continuation/divisional with Box 18 completed)
i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR
1.63(d)(2) and 1.33(b).
6. ☒ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
a. ☐ Statement Under 37 CFR 1.821(e)
b. Specification Sequence Listing on:
i. ☐ CD-ROM or CD-R (2 copies); or
ii. ☐ paper
c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATIONS PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. §3.73(b) Statement ☒ Power of
(when there is an assignee) Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449 Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Request and Certification under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35
or its equivalent.
17. ☐ Other:

**18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment,
or in an Application Data Sheet under 37 CFR 1.76:**☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No: ____ /

Prior application information: Examiner ____

Group / Art Unit:

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied
under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference.
The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**19. CORRESPONDENCE ADDRESS**☒ Customer Number or Bar Code Label

22249

(Insert Customer No. or Attach bar code label here)

or ☐ Correspondence address below

Name	Brandon N. Sklar				
	LYON & LYON, LLP				
Address	633 WEST FIFTH STREET				
	SUITE 4700				
City	LOS ANGELES	State	CA	Zip Code	90071-2060
Country	U.S.A.	Telephone	(914) 421-4635	Fax	(914) 686-4488

Name (Print/Type)	Brandon N. Sklar	Registration No. (Attorney/Agent)	31,667
Signature		Date	March 15, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

FEE TRANSMITTAL

for FY 2002

Patent fees are subject to annual revision.

Complete if Known

Application Number	N/A
Filing Date	March 15, 2002
First Named Inventor	Katie Messing
Examiner Name	N/A
Group / Art Unit	N/A
Attorney Docket No.	281/181

TOTAL AMOUNT OF PAYMENT	(\$)	1406.00
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Attorney Docket No.	261/181
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METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit
Account
Number

12-2475

Deposit
Account
Name

Lyon & Lyon

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	740
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1)

(\$) 740

2. EXTRA CLAIM FEES

			Extra Claims		Fee from below		Fee Paid
Total Claims	43	-20**	= 23	X	18	=	414
Independent Claims	6	-3**	= 3	X	84	=	252
Multiple Dependent				X		=	666

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)666

****or number previously paid, if greater; For Reissues, see above**

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Fee Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	65	Surcharge - late filing fee or oath	
127	50	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	130	Non-English specification	
147	2,520	2,520	For filing a request for reexamination	
112	920*	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	1,840*	Requesting publication of SIR after Examiner action	
115	110	55	Extension for reply within first month	
116	390	195	Extension for reply within second month	
117	890	445	Extension for reply within third month	
118	1,390	695	Extension for reply within fourth month	
128	1,890	945	Extension for reply within fifth month	
119	310	155	Notice of Appeal	
120	310	155	Filing a brief in support of an appeal	
121	270	135	Request for oral hearing	
138	1,510	1,510	Petition to institute a public use proceeding	
140	110	55	Petition to revive – unavoidable	
141	1,240	620	Petition to revive – unintentional	
142	1,240	620	Utility issue fee (or reissue)	
143	440	220	Design issue fee	
144	600	300	Plant issue fee	
122	130	130	Petitions to the Commissioner	
123	130	130	Petitions related to provisional applications	
126	180	180	Submission of Information Disclosure Stmt	
581	40	40	Recording each patent assignment per property (times number of properties)	
146	710	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	370	Request for Continued Examination (RCE)	
169	900	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)

Brandon N. Sklar

Registration No. Attorney/Agent:

31.667.

Telephone

(914) 681-8851

Signature

Date _____

3/15/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Inventor: Katie Messing et al.

Serial No.: N/A

Filed: March 15, 2002

For: MEDICAL DEVICE CONTROL
SYSTEMS

Group Art Unit: N/A

Examiner: N/A

CERTIFICATE OF MAILING VIA EXPRESS MAIL (37 C.F.R. §1.10)

Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

Sir:

I certify that the attached patent application entitled "MEDICAL DEVICE CONTROL SYSTEMS" (Attorney Docket No. 261/181), including the following papers, is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

Utility Patent Application Transmittal (1 page);
Fee Transmittal for FY 2002 (1 page);
Initial Information Data Sheet (1 page);
Specification total 39 pages including;
 Claims (8 pages);
 Abstract (1 page); and
 Drawings (23 pages)
Return Receipt Postcard

LYON & LYON LLP

Dated: March 15, 2002

By:



Russell Morrisette

Express Mail No: EV 056390704 US



22249

PATENT
TRADEMARK
OFFICE

LYON & LYON LLP
Suite 4700
633 W. Fifth Street
Los Angeles, CA 90071
(914) 421-4635